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APPENDIX I.

[Vide answer to starred question No. 187 asked by Sri R. Suryanarayana Rao at the meeting of the Legislative Council held on the 17th December 1947, page 193 supra.]

G.O. No. 1116, Public (Services), dated 30th June 1938.

[Service associations—Recognition by Government—Revised instructions—Issued.]

The rules regarding recognition of association of Government employess other than industrial employees now in force are those issued by the Government of India and recorded in G.O. No. 1038, Public (Services), dated 9th October 1934. As after the coming into force of the Government of India Act, 1935, the Central Government are not competent to issue any instructions relating to associations of persons serving in connexion with the affairs of a Province, the rules referred to above cannot any longer apply to associations of employees of this Government. The Government of Madras are accordingly pleased to issue instructions on the subject These are annexed to this order and will supersede the rules in the above Government Order.

ANNEXURE.

INSTRUCTIONS REGARDING THE RECOGNITION BY THE GOVERNMENT OF MADRAS OF ASSOCIATIONS OF THEIR EMPLOYEES OTHER THAN ASSOCIATION OF INDUSTRIAL EMPLOYEES.

Definition.—In these instructions, "Government" means the Government of Madras.

Part (A)—Associations of Government employees serving in the departments of Government other than those in the Police and Jail departments.

1. Government are prepared to accord official recognition to associations of their employees which comply with the conditions set out below.

2. The association must ordinarily consist of a distinct class of Government employees.

3. Every Government employee of the same class must be eligible for membership of the association.

4. Ordinarily Government will not object to persons who are not in the active service of Government being office-holders of the association, but Government reserve the right in particular cases to refuse recognition to associations of which all the office-holders are not either in the active service of Government or honourably retired officers belonging to the same class of Government employees as the association represents.

5. Representations from such associations, whether made orally by deputation or presented in writing, may be received by Government officers notwithstanding anything contained in the rules relating to the submission of petitions and memorials by Government servants.

Provided that—

(*a*) no representations or deputations will be received except in connexion with a matter which is, raises questions which are of common interest to the class represented by the association; and

(*b*) nothing in these instructions affects the discretion of the Governor, the head of a department or any other officer of Government to receive or not to receive a deputation from any association.

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6. Recognition is accorded for the purpose of enabling the employees of Government to communicate their needs to Government or to Government officers, and it may be withdrawn by Government if the members adopt other methods of ventilating those needs.

7. Government may require the regular submission, for their information, of copies of the rules of the association and the annual statement of its accounts and of lists of its members.

8. Government may specify the channel through which representations from the association shall be submitted and the authority by whom deputations may be received.

9. The officer who is empowered to grant leave to a Government employee will, so far as is possible, grant casual leave to an employee who is a representative of a recognized association to attend duly constituted meetings of the association. The grant of such leave will be subject to the exigencies of the service, of which the officer in question shall be the sole judge.

Part (B)—Associations of employees in the Police and Jail departments.

The instructions in Part (A) shall be applicable to associations of employees in the Police and Jail departments with the following modifications :—

Instruction 2.—To this instruction the following sentence shall be added at the end, namely :—

"The association shall also consist of such distinct rank or ranks of employees as Government may prescribe, provided that Government may accord recognition to particular associations of specified ranks of employees in the Police department of which specified ranks of employees in the Excise department are also members."

Instruction 4.—For this instruction, the following instruction shall be substituted, namely :—

"4. No person who is not in the active service of Government or an honourably retired officer belonging to the same class of Government employees shall be an office-holder of the association."

Instruction 5.—For proviso (*a*) to this instruction, the following proviso shall be substituted, namely :—

"(*a*) No representation or deputation will be received on questions of discipline or of promotion affecting individuals ; but representations or deputations may be received in connexion with any other matter which is, or raises questions which are, of common interest to the class represented by the association."

Instruction 7.—To this instruction, the following sentence shall be added at the end, namely :—

"No rule of the association shall be valid until it has received the approval of Government and Government may from time to time require the modification of a rule or proposed rule in a particular manner."